SINGLE BENCH

(5)

(3)

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH
AT BILASPUR

WRIT PETITION (C) NO. 6947/2006

PETITIONER

Bajrang Agrawal, S/o. Shri Maturam Agrawal, Aged about 52 years, Partner M/s. Gopiram Maturam, A Partnership Firm Registered Under the Indian Partnership Act, Sarangarh Road, Raigarh, R/o. Gandhi Ganj, Raigarh, Tahsil & District Raigarh (C.G.).

VERSUS

RESPONDNENTS

1. Union of India,
Through the Secretary,
Ministry of Commerce & Industries, New Delhi.

P.R. No. 6878/06
Presented by Shri S.K. Sahu
dated 29-11-06

2. The Collector,
District Raigarh (C.G.).

3. The Sub Divisional Officer,
District Raigarh (C.G.).

4. Area Officer,
Food Inspector, Food Department, Raigarh (C.G.).

20/11/1

5. Executive Engineer,
Chhattisgarh State Electricity Board, Raigarh, District Raigarh (C.G.).

WRIT PETITION UNDER ARTICLE 226/~~227~~ 8(1) OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND /OR ANY OTHER WRIT OF LIKE NATURE ETC.

XI-HC-78

(39) (40)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक MP:CG:6947/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	2/1/2007 Shri Kishore Bhaduri, counsel for the petitioner. Shri Sanjay S. Agrawal, Government Advocate for respondents No.2 and 3. Heard. By this petition, the petitioner has prayed for a direction to respondent No.2 for passing order on the application of the petitioner for permitting him to shift tank of the kerosene which is existing near Saranggarh Railway Crossing at Raigarh. The petitioner's case is that he is a kerosene dealer since last 25 years having a dealership license of stocking and distribution of kerosene oil. He has erected a tank for storage of kerosene oil near Saranggarh Railway Crossing at Raigarh. As the authorities want to construct over bridge over the Railway Crossing, in that, the petitioner's kerosene tank is creating obstruction, as that land belongs to the Railway Authorities, they have asked him to shift the kerosene tank. The petitioner obtained NOC from all concerned authorities for shifting of the tank and thereafter being a licensing authority, the petitioner moved application before the Collector, Raigarh in the month of October, 2006 for permitting him to shift the tank, but the Collector is not passing any order on the said application of the petitioner. Learned counsel for the petitioner submitted that Railways Authorities and Oil Company are pressing hard and threatening the petitioner to shift the oil tank, failing which Oil Company would cancel the dealership. Learned counsel further submitted that in the circumstances, the Collector may be directed to pass appropriate order on the application of the petitioner, in accordance with law, to which learned counsel for respondents No.2 & 3 has no objection.	

P.T.O.

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XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, respondent No.2, Collector, is directed to pass orders on the application of the petitioner within a period of 2 weeks from the date of receipt of copy of this order, in accordance with law. With the direction aforesaid, the petition stands disposed of. Parties are entitled for certified copy of this order. **Sd/-** **Acting Chief Justice**	

P.T.O.